IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 14TH JUNE 2007 / 24TH JYAISHTA 1929

WP(C).No. 6575 of 2007(G)

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CP.36/1996 of LABOUR COURT, KOLLAM

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PETITIONER:

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M.BHASKARAN,
THARAMEL VEEDU, KUREEPUZHA, KOLLAM-3.

BY ADV. SRI.P.SIVARAJ

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
KOLLAM.

2. THE TAHSILDAR (R.R.),
KOLLAM, KOLLAM DISTRICT.

3. THE DISTRICT LABOUR OFFICER,
KOLLAM.

4. P.CHITHARANJAN,
KARTHIYAYINI MANDIRAM, PAZHUMTHURUTHU,
PERUMON P.O., KOLLAM DISTRICT.

BY ADV. SRI.B.MOHANLAL
GOVERNMENT PLEADER SMT. ANU SIVARAMAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C)NO.6575/07

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1: TRUE COPY OF THE ORDER IN CLAIM PETITION NO.36/96 OF THE LABOUR COURT, KOLLAM DATED 20.12.97.

EXT.P2: TRUE COPY OF THE ORDER IN CLAIM PETITION 39/96 DATED 29.9.97 OF THE LABOUR COURT, KOLLAM.

EXT.P3: TRUE COPY OF ORDER IN CLAIM PETITION 53/96 OF LABOUR COURT KOLLAM DATED 26.11.02.

EXT.P4: TRUE COPY OF APPLICATION SUBMITTED BEFORE THE 3RD RESPONDENTS BY THE PETITIONER.

EXT.P5: TRUE COPY OF APPLICATION SUBMITTED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.

EXT.P6: TRUE COPY OF APPLICATION SUBMITTED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.

EXT.P7: TRUE COPY OF INTIMATION ON LETTER DATED 10.2.06 ISSUED FROM THE 3RD RESPONDENT TO THE PETITIONER.

EXT.P8: TRUE COPY OF LETTER DATED 23.7.03 OF THE 1ST RESPONDENT TO THE 2ND RESPONDENT.

EXT.P9: TRUE COPY OF CHQ. DATED 9.3.06 OF GOVT. OF KERALA.

RESPONDENTS' EXHIBITS

EXT.R1(A): TRUE COPY OF THE ORDER NO.Q4-1692/1994 DATED 9.6.1994 OF THE ASSISTANT EXCISE COMMISSIONER, KOLLAM.

EXT.R1(B): TRUE COPY OF THE ORDER NO.XA1-14064/1994/K/DIS. DATED 11.11.94.

/TRUE COPY/

PA TO JUDGE.

**S. SIRI JAGAN, J.**

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**W.P.(C)NO.6575 OF 2007**

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**DATED THIS THE 14th DAY OF JUNE, 2007**

**JUDGMENT**

The petitioner complains that respondents 1 to 3 are not taking effective steps to recover the amounts covered by Exts.P1 to P3 orders of the Labour Court, Kollam in claim petitions filed by him.

2. The learned counsel for the 4th respondent submits that Exts.P1 and P2 orders are against eleven opposite parties,the 4th respondent is only one among them, in Ext.P3, the 4th respondent is only one of the two opposite parties and therefore he alone is not liable but the others are liable. That is not a question which arise for consideration in this case. When the revenue recovery proceedings have been initiated for recovery of the amounts covered by Exts.P1 and P3, respondents 1 to 3 have a duty to recover the amounts and pay the same to the petitioner. In this connection, I have also note that the W.P.(c)Nos.36375/07 and 4539/05 filed by the 4th respondent against the very same orders have been dismissed.

3. In the above circumstances, respondents 1 to 3 are hereby directed to recover the amounts due as per Exts.P1 to P3 orders and

pay the same to the petitioner as expeditiously as possible, at any rate with two months from the date of receipt of a copy of this judgment.

The writ petition is disposed of as above.

**S. SIRI JAGAN, JUDGE**

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